1941.

**File No.** A.R.P. Services II/41,

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Legal DEPARTMENT

B BRANCH

**Subject:—**

Rules and notifications

under the

Air Raid Precautions Services

Ordinance, 1941

**File No.** A.R.P. Services II/41

Std. Sectt. Slip 24 B e.

319-B.

CONTENTS

Legal Department File No. A.R.P. Services II/41.

| Sr. No. | Compilation No. | Subject | Pages |
|---|---|---|---|
| 1 | Nl.No.1004 D.18/7/41. | Draft Rules reg. A.R.P. Organisation | 1-9 |
| 2 | Endr ur to H.D. (Spl) No.7223 D.16.8.41. | S.3 Draft Notification under _____ | 11-13 |
| | U.R. to H.D. (AR) No. 6785 D. 8.10.41. | S.3 Draft Notification Constituting A.R.P. Service for City of Ahmadabad and APT. of Controller for Services in Bombay and Island of Salsette | 15-19 |
| | U.R. to H.D. (Spl.) A.R.P. no. 11131 dated 23.12.41. | Sec.3 Draft Notification Constituting A.R.P. Services for Nasik Road. | 21-25. |

V.V.K.
1-12-68.

RI No 100L
18/7/41.

Office of the R.L.A.

A revised draft of the rules is appended, The following remarks are made:-

(A) Preamble :- The preamble is amended so as to make it clear that the rules are made in exercise of the power under section10(1) of the Ordinace delegated to the Provincial Governments by theGovernment of India.

(b) Rule 1 :- It is not necessary to add the figure '1941' in the short title.

(c) Rule 2.:- A new rule defining certain expressions is added and the following rules are re-numbered.

(d) H.D.draft rule 2.:-Section 3 of the Ordinance provides for the constitution for any area of a body to be called an Air Raid Precaution Service and for the appointment of the controller to command such body in such area. It will therefore be necessary for Government to constitute an A.R.P. Service for for each area and appoint for such area a Controller who shall be in command of such Service . This may be done by a separate notification.

(e) H.D. draft rule 3(4) :- In view of theprovision made in H.D. draft rule 9 ( revised draft rule 11) that persons appointed as members of theA.R.P. Organisation before the passing of theOrdinance shall be deemed to have been appointed under section 4 of the Ordinance , the proviso to H.D. draft rule 3(4) is unnecessary and has, therefore , been deleted.

(f) H.D. draft rule 6(2):- This sub-rule reproduces the provisions of section 5 of theOrdinance. It is omitted as being superfluous.

(g) H.D. drft rule 6:-The heading to this rule is "No remuneration to be paid ", while the rule contemplates the payment of remuneration in accordance with thescale and conditions which may be prescribed by Government. The heading is accordingly revised.

(h) H.D. draft rule 7 :- Section 6 of theOrdinance provides that themembers of theA.R.P. Service shall perform such functions in relation to thecarryingout of measures for the protection of persons and property aginst hostile attack as may be assigned to them by or under the Ordinance or any other law for hetime being in force. Section10(1) of theOrdinance gives powerto the Government to make rules prescribing the duties of membe s of theA.R.P. Services and regulating the manner i which they may be called out for service. These provisions co temeplate that the various duties which the members of the A.R.P. Service may be called upon tà upon to perform and themanner in which they may be ca out for sercice should be specificall laid down in the rules. The H.D. draft rules 7(1) and (2) do not prescribe such duties or regulate such manner. The draft sub-rulesonly reproduce sectio 6 of the Ordinance and are omitted as unneccessary.

(i) H.D. draft rule 9:- In para.7(5) of the H.D. note at page 74 ante it is stated that the rules should ap ly to persons appointed before the date of thepassing of the Ordinance and theheading to therule is accordingly worded, but in thedraft rule itself reference is made to the date of "Promulgation of therules". It is presumed that the intention is to make the rules apply to persons appointed before the passing of theOrdinance and not to persons appointed before the date of thecoming into force of the

V.V.K.
12/4/56

3. Organisation.(1) The Air Raid Precautions Service constituted for any area may consist of-

(i) the Air Raid Wardens Organisations;

(ii) theFirst Aid and Ambulance Service;

(iii) the Rescue Service;

(IV) the Fire Watching Service;

(V) the Auxiliary Fire Service;

(VI) the Anti-gas Service.

(2) The Controllers appointed by the Provincial Government for the various areas shall be in command of theServi ce in the area for which they are ap ointed.

4. Recruitment and Appointment.- (1) The Control ler may appoint as members of the Servi ce so many persons as he may in his discretion deem necessary

(2) Every person desiring to be appointed as a member of the Service shall make an application in Form A to the Controller or to any peson authorised by the Controller in this behalf.

(3) Before aby person is appointed as a member of theServi ce he may be required to underto a medical test to the satisfaction of theController.

(4 ) No person shall be appointed as a member of theService unless he satisfies such conditions regarding age and phusical fitness as maybe laid down by the Controller.

(5) No person shall be appointed as a member of the Service if his appointment is in theopinion of theController undesirable in the public interest.

prescribe.

11. Rules to apply to persons appointed before the passing of the Ordinance.- Notwithstanding anything contained in rule 4 , any person appointed as a member of the A.R.P. Organisation before the coming into force of the Ordinance shall be deemed to have been appointed under section 4 of the Ordinance and the provisions of these rules shall, so far as may be, apply to such person.

V.V.K.
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Form B
(Rule b)

AIR RAID PRECAUTIONS SERVICE.

(Constituted under Air Raid Precautions Services Ordinance No. IVof 1941).

THIS IS TO CERTIFY THAT MR. .....
Mrs.
Miss

is hereby appointed a member of the Air Raid Precautions Service, under section 4 of the Air Raid Precautions Services Ordinance 1941 (No. IV of 1941), and is authorised to carry out the duties laid on him/her under the said Ordinance, or under any other law for the time being in force.

CONTROLLER

By order of the Governor of Bombay

Secretary to Government.

R.I. No. 7120
11-8-41.

U. O. from the H.D. (Spl.) A.R.P
No. S.D./A.R.P.- 763 dated 11-8441 re:
scrutiny of draft notfn. under the Air
Raid Precautions Services Ordinance, 1941.

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Submitted.

Sd/-
12/8

S.S.

It is proposed to constitute the 2 Air Raid Precautions Services for certain areas and to appoint controllers to command th these services under section 3 of the Air Raid Precautions Services Ordinance, 1941 (Ordinance No. IV of 1941 )
The draft notificaion for thepurpose is shown to theR.L.A. for scrutiny.

2. The draft notification as amended is in order. It is presumed that there will be two bodies for thetwo areas namely (1) The City of Bombay and the Island of Salsette and (2) Poona City Municipal Area, Poona Suburban Municipal Area, Poo na Cantonment and Kirkee Cantonment areas. The draft notificatic has been revised to make this clear

U.O.R. U. H.D. (Sp) A.R.P No 7223
dated 16-8-41

No. S.D./A.R.P. -
Home Department (Policical )-A.R.P.
Council Hall, Bombay August 1941.

NOTIFICATION.

In exercise of the powers conferred by se ction 3 of the Air Raid Precautions Services Ordinance, 1941 (Ordinance No. IV of 1941), the Government of Bombay is pleased to constiture for e act of thetwo areas specified in the first colu mn of theSchedule hereto appended a body to be called an Air Raid Precautions Servi ce and to appoint the persons mentioned opposite thereto in the second colimn of thesaid Schedule as Controllers to com nand such bodies in such areas.

SCHEDULE.

| Area. | .er |
|---|---|
| (1 ) The City of Bombay and the Island of Salsette. | |
| (2) The limits of the Poona City and the Poona Suburban Municipal Boroughs and of the Poona and Kirkee Cantonments. | Mr. R.H. Haslam.<br>Rao Bahadur N.V. Trivedi. |

By order of theGovernor of Bombay,

Joint Secretary to the Government of Bombay,
Home Department (A.R.P.)

V.V.K.
13/4/56

_31-L and 262-L/7-10-41.

Submitted.

These papers relate to the proposal to constitute an Air Raid Precautions Service in the City of Ahmedabad and to appoint Mr. R.H. Haslam, the Controller of Air Raid Precautions Service in the City of Bombay and the Island of Salsette, to be th Controller of the newly constituted body in Ahmedabad with effect from the date of relief of his present appointme as the Controller in Bombay. The draft notification for this purpose at P. 53 ante to be issued under section 3 of the Air Raid Precautions Services Ordinance, 1941 (Ordinance No. IV of 1941) is shown to the R.L.A. for scrutiny.

2. In the linked case below the proposal is to appoint Mr. D. Symington, M I.C.S., the Joint Secretary to Government Home Department, as the Controller in Bombay in pla ce of Mr. Haslam. Mr. Symgton will hold the new appointement in addition to his present duties as the Joint Secretary to Government. The draft notification at P. 5 of the linked case is also sent for R.L.A.'s scrutiny.

3. Revised draft notifications are appended

4. In the first notification constituting an Air Raid Precautions Service in Ahmedabad and appointing Mr. Haslam to be he Control ler to command such body it is necessary to specify the

area in quistion more accurately. Presumably theintention is to constitute the service for the ara covered by the limits of he municipal borough of Ahmedabad and thearea comprising immediately before the 1st day of April 1941 the notified area of Sabarmati and now declared to be a village under section 4 of theBombay Village Panchayats Act, 1933. The revised draft notification provides accordingly - The H.D. should verify, if necessary by a referen to G.D. whether the rea mentioned in the revised notification is in accordance with its intention. Similarly it would seem necessary that the precise of appointment of the Controller should be specified in the notification as proposed in thesecond notificatin.

5. As regards the second notification it does not seem necessary to give thepresent designation of Mr. Symington as theJoint Secretary to Government in such notification to be issued under section 3 of the Air Raid Precautions Services Ordinances, 1941.

V.V.K.

V.R to H.D.(A.R.P.) No 8785

dated 8-10-41

NOTIFICATION.

Home Department (Political ) A.R.P.,
Council Hall , Bombay, 1941.

No.S.D./A.R.P.- In exercise of the powers conferred by sectin 3 of the Air Raid Precautions Services Ordinance, 1941. (Ordinance No. IV of 1941). the Government of Bombay is pleased to constitute for the City of Ahmedabad a body to be called an Air Raid Precautions Service and to appoint Mr. H.H. Haslam as the Controllr to command such body in the said City of Ahmedabad with effect from the October 1941.

By order of theGovernor of Bombay,

Joint Secretary to Government.

V.V.K.
13/4/56.

NOTIFIVATION.

Home Department (Polivical ) A.R.P.

Council Hall, Bombay, 1941.

No. S.D./A.R.P.- In exercise of the powe conferred by section 3 of the Air Raid Precautions Services Ordinance, 1941. (Ordinance No.IV of 1941. ), and in modificatio of Government Notification, Home Department (Political )- A.R.P.) No. S.D./A.R.P. 871 dated the 18th August 1941, the Government of Bombay is pleased to appoint, with effect from the October 194=, Mr. D. Symington, I.C.S. as the Controller in place of Mr. R.H. Haslam , to command the Air Raid Precautions Service constituted for ( the area of ) the City of Bombay and the Island of Salsette.

By order of the Governor of Bombay

Joint Secretary to Government.

V.V.K.
13/4/1966.

R.I.No. 11822/22-12-41.

U.O.R. from the H.D. (Spl) A.R.P.(1) No. S.D./A.R.P. 3221 dated 22-12-41 re: Scrutiny of notification under S.3 of the A.R.P. Services Ordinance.

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Submitted.

Sd/-
22/12

S.S.

2. H&D. (Spl.) A.R.P.1) has decided (pp.57-59 ante)

(a) under section 3 ofthe Air Raid Precautions Services Ordinance, 1941 (Ordinance No.IV of 1941 ) to constit for the"Nasik Road " are a body called an A.R.P. Service, and to appointed Lt. Col. D.F. Fitzmaurice, Master, Security Printing, as the Controller to command the said body and

(b) under rule 1(3)of the Bombay A.R.P. Services Rule s , to direct that the provisions of thesaid rules shall come into force in the said area , with effect fro the date to be specified there in.
The requisite draft notifications on pages 61- 63 ante, are sentto the R.L.A. for scrutiny.

3 The draft notifications on pages 61-63 ante as slightly amended, are in order

V.V.K.
3/4/56

U.R. of H.D. (Sp) A.R.P.(1) No 11131 dated 23-12-41

Draft Notification.

Home Department (Political) A.R.P.

Council Hall

Bomb.,  December 1941.

The Air Raid Precautions Services Ordinance, 1941.

No.S.D./A.R.P.  In exercise of the powers conferred by section 3 of the Air Raid Precautions Services Ordinance, 1941, (Ordinance No. IV of 1941), the Government of Bombay is pleased to constitute with effect from..... for the area known as "Nasik Road", which shall include all places situated within a radius of one ~~mile~~ XX mile and four furlongs from the point where the road from Deolali meets the Nasik Station Road, a body to be called an Air Raid Precautions Service, and to appoint Lt.-Col. D.F. Fitzmaurice, Master, Security Printing, Nasik Road, as the Controller to command such body in the said area.

By order of the Governor of Bombay

Joint Secretary to the Government of Bombay
Home Department (A.R.P.)

Draft Notification.

Home Department (Political) A.R.P.
Council Hall
Bombay, December 1941.

The Bombay Air Raid Precautions Services Rules.

No. S.D./A.R.P.- In exercise of the powers conferred by sub-rule (3) of rule 1 of the Bombay A.R.P. Services Rules, published in Government Notification Home Department (Political)- A.R.P. No, S.D./A.R.P.- 690, dated the 6th August 1941, the Government of Bombay is pleased to direct that all the provisions of the said Rules shall come into force in the area known as "Nasik Road" which shall include all places situated within a radius of one mile and four furlongs from the point where the road frok Deolali meets the Nasik Station Road, with effect from.....

By order of the Governor of Bombay,

Joint Secretary to the Government of Bombay
Home Department (A.R.P.)

V.V.K.
13/1/56.